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**HIGH COURT OF JUDICATURE AT BILASPUR, CHHATTISGARH**

**SINGLE BENCH: HON'BLE SHRI S.R. NAYAK, C.J.**

**WRIT PETITION NO. 1480 OF 2006**

**PETITIONER**

Govind Singh aged 20 Yrs student  
S/O Ranjeet Singh  
House no.73, Phase 4A, Maitrinagar  
(Near risali), Durg, Chhattisgarh.

**Vs.**

**RESPONDENTS**

1. The Union of India  
Through Secretary  
Ministry of Shipping, Road transport and  
highways (Department of Shipping)  
New Delhi
2. Director General of Shipping  
Jahaz Bhawan  
Walchand Heerachand Marg  
Mumbai - 400 001

**Present:** Mr. Gary Mukhopadhyaya, learned counsel for the petitioner.

**ORAL ORDER**

(Passed on 31st March, 2006)

The petitioner belongs to scheduled caste. The petitioner passed Joint Entrance Examination conducted for the purpose of admission to the Marine Engineering Course in Marine Engineering & Research Institute (MERI), Kolkata. The petitioner was called for counseling on 03/08/2005 and he was provisionally selected for the Course in Marine Engineering and he also deposited sum of Rupees Five Thousand, as per Annexure-P/3, by way of demand draft. When the matter stood thus, the respondents, vide their letter dated 02/09/2005 informed the petitioner that he is not entitled for admission on the ground that after the petitioner's provisional admission, on compilation of results with respect to all candidates category-wise, the petitioner could not find a

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place in the select list of candidates with respect to vacancies on interse-merit basis. Vide the same letter dated 02/09/2005, sum of Rupees Five Thousand deposited by the petitioner has been returned by way of demand draft.

(2) The above action of the respondents is assailed in this writ petition. Having heard the learned counsel for the petitioner, I do not find any merit in the writ petition. In the course of the submission, learned counsel for the petitioner did not seriously dispute the fact that on compilation of results with respect to all candidates category-wise, the petitioner did not find a place in the list of selected candidates prepared on the basis of interse-merit. In other words, it is not the case of the petitioner that any candidate belonging to scheduled caste category who has secured less percentage of marks than the marks obtained by the petitioner in qualifying examination has been given admission in Marine Engineering Course. Simply because, in the counseling held from 1<sup>st</sup> August 2005 to 10<sup>th</sup> August 2005, the petitioner was granted provisional admission, that fact itself would not vest any enforceable right in the petitioner to seek admission to the Marine Engineering Course at the peril of more meritorious candidates belonging to the same category, i.e., S.C. category. What has been done by the respondents authorities is in perfect conformity with the mandate of Article 14 of the Constitution of India. No ground is made out for interference. The writ petition is, therefore, dismissed. No costs.

Sd/-  
Chief Justice